



DONALD L. WOLFE, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE

REFER TO FILE: **WM-4**

March 16, 2006

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**ACCEPT THE FLOOD MITIGATION ASSISTANCE PLANNING GRANT FROM THE
CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES TO UPDATE
THE LOS ANGELES COUNTY FLOODPLAIN MANAGEMENT PLAN
ALL SUPERVISORIAL DISTRICTS
3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Accept the Flood Mitigation Assistance Planning Grant presented in the enclosure in the amount of \$50,000 from the California Governor's Office of Emergency Services (OES) to update the Los Angeles County Floodplain Management Plan.
2. Authorize the Chief Engineer of the Flood Control District (District), or his designee, to take all necessary and appropriate steps to implement the terms and conditions of the grant and to interact with OES on any and all matters related to this grant, including, but not limited to, approving or signing any documents that are required to carry out the grant, amendments, and/or requests for reimbursement for and on behalf of the District.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The County participates in the Community Rating System Program of the National Flood Insurance Program administered by the Federal Emergency Management Agency (FEMA). The Community Rating System Program reduces flood insurance premiums for residents if the County undertakes certain actions that exceed the minimum National Flood Insurance Program requirements. An updated Floodplain Management Plan (FMP) is a requirement of the Community Rating System Program.

On October 31, 2000, your Board approved the execution of a Consultant Services Agreement with Tetra Tech, Inc., to prepare the FMP. On October 30, 2001, your Board approved the FMP prepared by Tetra Tech, Inc. Subsequently, FEMA approved the FMP on March 8, 2002.

FEMA requires that the FMP be updated every five years. FEMA designates OES to act on its behalf to administer certain grant programs including the Floodplain Mitigation Assistance Program. On September 12, 2005, District applied for a \$50,000 Floodplain Mitigation Assistance grant from OES to update the FMP. On October 5, 2005, OES notified us that FEMA had approved our Floodplain Mitigation Assistance grant application.

District will contract with a consultant to update the FMP to meet current standards and to be consistent with the existing FEMA-approved State Hazard Mitigation Plan. Once the revised FMP is approved by FEMA, District is eligible to apply for a Floodplain Mitigation Assistance construction grant to acquire or elevate National Flood Insurance Program repetitive loss properties.

Implementation of Strategic Plan Goals

This action is consistent with the County Strategic Plan Goal of Fiscal Responsibility by actively seeking external funding. This proposed action also meets the County's Strategic Plan Goal of Service Excellence as the FMP identifies activities that will prevent, reduce, or eliminate flood losses to private flood prone properties.

FISCAL IMPACT/FINANCING

There will be no impact to the County's General Fund. Subsequent to accepting the grant, we will use the Director's delegated authority to award a consultant contract of approximately \$67,000 from the Fiscal Year Flood Control District Fund Budget. We will receive approximately \$50,000 through the OES to partially finance the cost.

The Honorable Board of Supervisors
March 16, 2006
Page 3

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Enclosed are the documents sent by the State OES, which serve as the official Agreement. By accepting the grant award, your Board agrees to the standard grant provisions required by the State. We have reviewed these provisions in conjunction with County Counsel and believe them to be appropriate.

ENVIRONMENTAL DOCUMENTATION

Accepting this grant does not constitute a project and therefore does not require an environmental finding under the California Environmental Quality Act. The future revision of the Los Angeles County Floodplain Management Plan will undergo the appropriate environmental review.

CONTRACTING PROCESS

Not applicable for accepting the grant. District will contract with a consultant to revise the plan and will incorporate your Board's required provisions into a standard Consultant Services Agreement in the form previously approved by County Counsel.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

There are no negative impacts to current services and/or projects.

CONCLUSION

Upon approval, please return three adopted copies of this letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE
Director of Public Works

SR:sw

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Enc.

cc: Chief Administrative Office
County Counsel



GOVERNOR'S OFFICE OF EMERGENCY SERVICES
HAZARD MITIGATION BRANCH
3650 SCHRIEVER AVENUE
MATHER, CALIFORNIA 95655
PHONE: (916) 845-8150 FAX: (916) 845-8386



October 5, 2005

Mr. Geoffrey Owu
County of Los Angeles Public Works
900 South Fremont Avenue
Alhambra, CA 91803-1331

Dear Mr. Owu

SUBJECT: FMA 05-PL01
Los Angeles County Floodplain Management Plan

The Governor's Office of Emergency Services (OES) has received notification from the Federal Emergency Management Agency (FEMA) that your FMA05 application has been approved and awarded funding.

OES is sending this letter to notify your organization that you are now authorized to begin working on your project in accordance with the documented scope of work noted in your request. Our office will forward your official award package that contains all of the terms, conditions and specific provisions of the award in the next few weeks.

Please phone the Hazard Mitigation Unit at (916) 845-8150 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "M. Rentschler".

MARCIA J. RENTSCHLER
Hazard Mitigation Manager

Award Letter

FMA05-PL01

U.S. Department of Homeland Security
FEMA Region IX
1111 Broadway
Suite 1200
Oakland, CA 94607

**FEMA**

Grace Koch
Deputy Director, California's Governor's Office of Emergency Services
3650 Schriever Ave.

Mather, CA 95655-0000

Dear Grace Koch:

Enclosed is an executed copy of FEMA Form 76-10A reflecting the award to your FY 2005 FMA Grant (FMA-PL-09-CA-2005). Your SMARTLINK Grant Payment Account will be adjusted accordingly.

By accepting this award you assume certain administrative and financial responsibilities including the timely submission of all financial and programmatic reports, resolution of all interim audit findings and the maintenance of a minimum level of cash on hand. Should you not adhere to these responsibilities, you will be in violation of the terms of this award.

If you have any questions regarding this matter, please call Todd Smith at 510-627-7235.

Sincerely,

Melissa A. Pulver
Assistance Officer

www.fema.gov

FMA Agreement Articles

DEPARTMENT OF HOMELAND SECURITY
FEDERAL EMERGENCY MANAGEMENT AGENCY

Flood Mitigation Assistance Grant Agreement Articles

CFDA# 97.029

GRANTEE: California's Governor's Office of Emergency Services

AGREEMENT NUMBER: EMF-2005-FM-E006 **AMENDMENT NUMBER:** 0

DESIGNATED AGENCY: California's Governor's Office of Emergency Services

PERFORMANCE PERIOD: 02-SEP-05 - 01-SEP-07

GENERAL INFORMATION:

The Flood Mitigation Assistance (FMA) program is a pre-disaster grant program that provides funding to States, Territories, Tribal entities and communities to assist in their efforts to reduce or eliminate the risk of repetitive flood damage to buildings and structures insurable under the National Flood Insurance Program (NFIP). Planning, Technical Assistance and Project grants are offered under this program. The FMA program regulations are codified in 44 Code of Federal Regulations (CFR) Part 78. The Catalog of Federal Domestic Assistance (CFDA) number is 97.029. Any changes of scope to the original project application must be approved by FEMA prior to September 30 of FY 2006.

ARTICLE I - FEMA AUTHORITY

The United States of America through the Federal Emergency Management Agency (FEMA) which is now incorporated into the Department of Homeland Security, (hereinafter referred to as "the Grantor") agrees to grant to the State/Indian Tribe/Territory government, through its designated agency named above (hereinafter referred to as "the Grantee") funds in the amount specified on the obligating document, to support the FMA program, authorized under Sections 1366 and 1367 of the National Flood Insurance Act of 1968 (NFIA, or "the Act"), 42 USC 4104c, as amended by the National Flood Insurance Reform Act of 1994 (NFIRA), Public Law 103-325 and the Bunning-Bereuter-Blumenauer Flood Insurance Reform Act of 2004, Public Law 108-264, with the goal of reducing or eliminating claims under the NFIP. The Grantee agrees to abide by the Grant Award terms and conditions as set forth in this document.

ARTICLE II - PROJECT DESCRIPTION

The Grantee shall perform the work described in the Program Narrative Statement, which was included as part of the application package and made a part of these Grant Agreement Articles.

ARTICLE III - PERIOD OF PERFORMANCE

The period of performance shall be 02-SEP-05 through 01-SEP-07. The recommended performance period of all FMA grants (Planning, Project, or Technical Assistance) is two years.

ARTICLE IV - AMOUNT AWARDED

This Grant is for the administration and completion of an approved Flood Mitigation Assistance FMA Planning Application grant. Grant funds shall not be used for other purposes. At least 25 % of the total eligible costs must be provided by a non-federal source. Of this 25 %, no more than half can be provided as in-kind contributions from third parties. The amount awarded is \$49,999.00 of Federal funds/\$16,667.00 Recipient Share.

The Grantee shall follow Title 44 Code of Federal Regulations (CFR) Part 13, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments, Office of Management and Budget Circulars A-102 and A-87, and program guidance to implement this Grant Award.

ARTICLE V - REQUEST FOR ADVANCE

The Grantee shall be paid in advance using the HHS Smartlink System, provided it maintains, or demonstrates

the willingness and ability to maintain, procedures to minimize the time elapsing between the transfer of the funds and their disbursement. When these requirements are not met, the Recipient will be required to use the reimbursement method as the preferred funding method.

ARTICLE VI - FINANCIAL REPORTS

The Grantee shall submit quarterly financial reports to the FEMA Regional Office 30 days after the end of each quarter. Reporting dates are no later than January 30, April 30, July 30 and October 30. Quarterly financial reports are required for all quarters that the grant is open through the entire performance period. Final financial reports are due 90 days after the close of the grant. The grantee shall submit copies of all financial reports to:

FEMA Region 9
FEMA Region IX
1111 Broadway
Suite 1200
Oakland, CA 94607
Attn: Assistance Officer, Acquisition and Resources Planning (ARP)
Melissa A. Pulver

ARTICLE VII - PERFORMANCE REPORTS

- A. The Grantee shall submit performance reports to the FEMA Regional Office 30 days after the end of each quarter. Reporting dates are no later than January 30, April 30, July 30 and October 30. Quarterly reports are required for all quarters that the grant is open through the entire performance period. Final performance reports are due 90 days after the close of the grant. The grantee shall submit copies of the performance report to the FEMA Regional Office at the address listed in Article V.
- B. Quarterly performance reports shall include a description of the significant activities and developments that have occurred within the applicable quarter, including a comparison of actual accomplishments to the objectives established in the application. The following content should accompany the quarterly performance reports, as applicable:
 1. For FMA Project grants, the grantee shall provide depending on the nature of the grant:
 - a. List of communities receiving project subgrants.
 - b. List by address of repetitive loss properties acquired, elevated, or relocated to date under the subgrant for that quarter in each community. This list shall include the NFIP insurance policy number and whether properties since 1978 have 2 insured losses ten days apart within a 10 year period; or 4 or more insured losses; 2-3 insured losses that are greater than or equal to the building's fair market value, or 2-3 losses that are less than the buildings fair market value.
 - c. Detailed description of work in progress for each project such as: engineering and design; permitting; selecting contractor(s); or construction phase activities completed and in process; or interim/final inspections or certificates.
 2. For FMA Planning grants, the grantee shall provide depending on the nature of the grant:
 - a. List of communities receiving planning subgrants to develop, prepare, or update State and local flood hazard mitigation plans compliant with 44 CFR Part 78.5 or the flood portions of any multi-hazard mitigation plan which is compliant with 44 CFR Part 201.
 - b. Status of plans being developed, prepared or updated, including a list of those adopted by the local communities and/or State during that quarter.
 - c. Description of other planning activities completed under each sub-grant such as hiring a planner, plan development, or plan review.
 - d. List of grant-funded workshops and seminars conducted for local hazard mitigation planning.
 3. For FMA Technical Assistance grants, the grantee shall provide depending on the nature of the grant:
 - a. Description of assistance provided by the grantee for the preparation of grant applications from

communities.

- b. Description of other grants administration work completed by the grantee such as reviewing and ranking grant applications, and selecting and making grant awards.
- c. Description of pre-award activities completed on behalf of sub-grantees such as environmental review, benefit-cost analysis, design work and etc.

C. The Grantee shall submit a final performance report 90 days after the close of the grant to the FEMA Regional Office at the address listed in Article V. Final performance reports for project grants shall include a complete listing of properties mitigated, or, in the case of minor structural projects, a full description of the completed projects with estimated numbers of flood insured or insurable properties that will benefit from the project, as well as the longitude and latitude of all properties mitigated. Final performance reports for planning grants shall attach copy of plans produced with these grant funds, the date each plan was adopted the local community and/or State, and the date each plan was approved by FEMA.

ARTICLE VIII - FEMA OFFICIALS

FEMA officials for the Flood Mitigation Assistance Grant are as follows:

1. The Project Officer (PO) shall be an official at the FEMA Regional Office who will be responsible for the technical monitoring of the stages of work and technical performance of the activities described in the Program Narrative Statement.

The Project Officer is: TODD SMITH

2. The Assistance Officer (AO) is the FEMA official who has full authority to negotiate, administer and execute all business matters of the Grant.

The Assistance Officer is: Melissa A. Pulver

ARTICLE IX - BUDGET

- A. The Grantee shall follow prior approval requirements for Budget Revisions found in the Emergency Management and Assistance Regulations, 44 CFR Part 13.30. Transfers of funds between total direct cost categories in the approved budget shall receive the prior approval of FEMA when such cumulative transfers among those direct cost categories exceed 10% of the total budget. The Recipient shall obtain prior written approval for any budget revision that would result in the need for additional funds.
- B. If a Grantee estimates that it will have unobligated funds remaining after the end of the performance period, the recipient should report this to the FEMA Regional Office at the earliest possible time and ask for disposition instructions.
- C. Requests for time extensions to the Performance Period will be considered but will not be granted automatically and must be supported by adequate justification in order to be processed. This justification is a written explanation of the reason or reasons for the delay; an outline of remaining funds available to support the extended Performance Period; and a description of performance measures necessary to complete the project. Without the justification, extensions requests will not be processed. Notification of a request for extension should occur 60 days prior to the end of the performance period of the grant. Extensions will not be granted if the grantee has any overdue financial or performance reports.

ARTICLE X - OTHER TERMS AND CONDITIONS

- A. The funds for the Grant shall only be used to cover allowable costs, included in the application package, which are incurred during the performance period. In addition, valid obligations incurred before the end of the performance period for purchased services, equipment and supplies, specifically identified in the approved application shall be considered allowable grant costs to the extent of actual expenditures.

- B. The Grantee is free to copyright any original work developed in the course of or under the agreement. FEMA reserves a royalty-free, nonexclusive and irrevocable right to reproduce, publish, or otherwise use, and to authorize others to use, the work for Government program purposes. Any publication resulting from work performed under this agreement shall include an acknowledgement of FEMA financial support and a statement that the publication does not necessarily reflect FEMA's views.
- C. Grantees and sub-grantees shall support FEMA's review by preparing necessary studies, documentation and assessments, in accordance with 44 CFR Part 10.7(c)(2). Grantees and sub-grantees shall integrate environmental and cultural resources considerations and compliance into initial planning, decision-making and project development to facilitate and assist FEMA with compliance with applicable laws and Executive Orders. Grantees and subgrantees shall consult with the FEMA Regional Environmental Officer concerning specific requirements and technical assistance, in accordance with 44 CFR 10.7(c)(1), for integrating environmental and cultural resources compliance into project planning and design.
- All required project conditions resulting from FEMA's environmental and historic preservation review must be implemented as directed to maintain eligibility for funding. Any change in scope affecting the physical footprint, size, location, capacity, or nature of the proposed project must undergo additional environmental review.
- D. The Grantee agrees, by accepting the funds in this Grant agreement from FEMA, to comply with all the provisions of 44 CFR, Subsection 13.32, Equipment. Instructions on which property items are to be reported should be provided in writing by the Program Officer or his/her designate.
- E. The Grantee shall transfer to FEMA the appropriate share, based on the Federal support percentage, of any refund, rebate, credit or other income arising from the performance of this agreement, along with accrued interest, if any. The Grantee shall take necessary action to effect prompt collection of all monies due or which may become due and to cooperate with FEMA in any claim or suit in connection with amounts due.

ARTICLE XI - AUDIT REQUIREMENTS

Grantees must follow the audit requirements of Office of Management and Budget (OMB) Circular No. A-133.

ARTICLE XII - GOVERNING PROVISIONS

The Grantee and any sub-grantees shall comply with all applicable laws and regulations. A non-exclusive list of laws and regulations commonly applicable to FEMA grants is attached hereto for reference only.

Title 44 of the Code of Federal Regulations (CFR)

44 CFR Part 78 - FMA Regulations

31 CFR 205.6 - Funding techniques

OMB Circular A-102 Uniform Administrative Requirements for Grants and Cooperative Agreements with State and Local Governments

OMB Circular A-87 Cost Principles for State and Local Governments

OMB Circular A-133 Audits of States, Local Governments, and Non-Profit Organizations

ASSURANCES Submitted with the SF 424 Application for Federal Assistance

APPLICATION Grant Award/Cooperative Agreement application received and approved by FEMA on 15-JUL-05 with revisions received on 16-SEP-05.

Award Package (Part 3 of 3)

FEDERAL EMERGENCY MANAGEMENT AGENCY OBLIGATING DOCUMENT FOR AWARD/AMENDMENT

1a. AGREEMENT NO. EMF-2005-FM-E006	2. AMENDMENT NO. 0	3. RECIPIENT NO. 68-0278801	4. TYPE OF ACTION STD	5. CONTROL NO. F333652N
6. RECIPIENT NAME AND ADDRESS California's Governor's Office of Emergency Services 3650 Schriever Ave. , Mather CA , 95655-0000	7. ISSUING FEMA OFFICE AND ADDRESS FEMA Region IX 1111 Broadway , 1111 Broadway Oakland, CA - 94607 Specialist:TODD SMITH 510 627-7235	8. PAYMENT OFFICE AND ADDRESS		
9. NAME OF RECIPIENT PROJECT OFFICER Grace Koch	PHONE NO. 916-845-8150	10. NAME OF FEMA PROJECT COORDINATOR TODD SMITH	PHONE NO. 510 627-7235	
11. EFFECTIVE DATE OF THIS ACTION 2005-09-02 00:00:00.0	12. METHOD OF PAYMENT H	13. ASSISTANCE ARRANGEMENT S	14. PERFORMANCE PERIOD From: 2005-09-02 00:00:00.0 To: 2007-09-01 00:00:00.0	

Budget Period
From:**2004-10-01 00:00:00.0** To:**2005-09-30 00:00:00.0**

15. DESCRIPTION OF ACTION

a. (Indicate funding data for awards or financial changes)

PROGRAM NAME ACRONYM	CFDA NO.	ACCOUNTING DATA (ACCS CODE) XXXX-XXX-XXXXXX- XXXXX-XXXX-XXXX-X	PRIOR TOTAL AWARD	AMOUNT AWARDED THIS ACTION + OR (-)	CURRENT TOTAL AWARD	CUMMULATIVE NON- FEDERAL COMMITMENT
FMA	97.029	2005-72-4906RB- 9092-4101-D	\$0.00	\$49,999.00	\$49,999.00	\$16,667.00
TOTALS			\$0.00	\$49,999.00	\$49,999.00	\$16,667.00

b. To describe changes other than funding data or financial changes, attach schedule and check here.

No

16 a. FOR NON-DISASTER PROGRAMS: RECIPIENT IS REQUIRED TO SIGN AND RETURN THREE (3) COPIES OF THIS DOCUMENT TO FEMA (See Block 7 for address)

16b. FOR DISASTER PROGRAMS: RECIPIENT IS NOT REQUIRED TO SIGN

This assistance is subject to terms and conditions attached to this award notice or by incorporated reference in program legislation cited above.

17. RECIPIENT SIGNATORY OFFICIAL (Name and Title)

Signed by **Grace Koch GRANTEE**

DATE
**2005-09-08
22:12:21.0**